

IAP7 Rec'd PCT/PTO 13 SEP 2006

PATENT  
Attorney Docket No.: UCSD1620-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Dillmann et al. Art Unit: 1635  
Application No.: 10/562,524 Examiner: Not Yet Assigned  
I.A. Filing Date: June 28, 2004 Conf. No.: 8043  
Title: USE OF CALCIUM BINDING PROTEINS TO IMPROVE CARDIAC  
CONTRACTILE FUNCTION

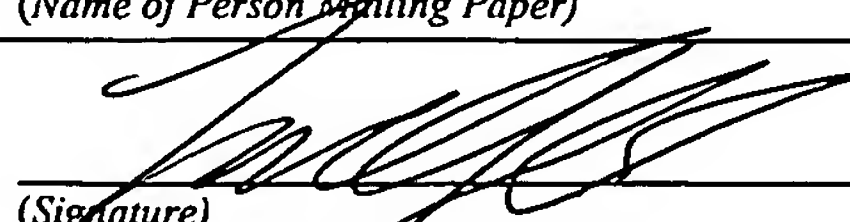
**Mail Stop PCT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35**  
**U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 mailed  
May 8, 2006, enclosed are:

1. One (1) copy of the Notification of Missing Requirements under  
35 U.S.C. 371 mailed May 8, 2006 (2 pages);
2. Petition for Three (3) Months Extension of Time (2 pages);
3. One (1) executed Declaration for Patent Application (5 pages);
4. Check No. 583228 in the amount of \$510.00; and
5. Return Receipt Postcard.

|   |                                     |
|---|-------------------------------------|
| <b>CERTIFICATION UNDER 37 CFR §1.10</b><br>"EXPRESS MAIL" Mailing Label Number: <b>EV 841 623 165 US</b><br>Date of Deposit: <b>September 13, 2006</b>  |                                     |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. |                                     |
| <b>JOSH GIBBS</b><br>(Name of Person Mailing Paper)   |                                     |
| <br>(Signature)   | <b>September 13, 2006</b><br>(Date) |

In re Application of:  
Dillmann et al.  
Application No.: 10/562,524  
I.A. Filing Date: June 28, 2004  
Page 2

PATENT  
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Applicants claim **SMALL ENTITY** status in the above-identified application.

The filing fee has been calculated as follows:

|  | Number<br>Filed |   | Number<br>Extra |   | Rate            |                 |   | Fee             |                 |
|--|-----------------|---|-----------------|---|-----------------|-----------------|---|-----------------|-----------------|
|  |                 |   |                 |   | Small<br>Entity | Large<br>Entity |   | Small<br>Entity | Large<br>Entity |
| Total Claims   | 29-20           | = | 9               | X | \$25            | \$50            | = | [\$ 225.00]     | \$ .00          |
| Independent Claims                                       | 6-3             | = | 3               | X | \$100           | \$200           | = | [\$ 300.00]     | \$ .00          |
| Multiple Dependent Claims Present: ____ Yes <u>x</u> No  |                 |   |                 |   | \$180           | \$360           |   | N/A             | N/A             |
| Fee for Each Additional 50 Sheets in Excess of 100 Pages |                 |   |                 |   | \$125           | \$250           |   | N/A             | N/A             |
|  |                 |   |                 |   | FILING FEE      |                 |   | [\$ 150.00]     | \$ 300.00       |
|  |                 |   |                 |   | SEARCH FEE      |                 |   | [\$ 50.00]      | \$ 100.00       |
|  |                 |   |                 |   | EXAM FEE        |                 |   | [\$ 100.00]     | \$ 200.00       |
|  |                 |   |                 |   | SURCHARGE FEE   |                 |   | [\$ 65.00]      | \$ 130.00       |
|  |                 |   |                 |   | TOTAL FEE       |                 |   | [\$ 890.00]     |                 |

Enclosed is Check No. 583228 in the total amount of \$510.00; which consists of \$510.00 for the Three (3) Months extension of time fee. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: September 13, 2006



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MAY 11 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

DLA PIPER

UNITED STATES DEPARTMENT OF COMMERCE  
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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/562,524                  | Wolfgang H. Dillmann  | UCSD1620-1       |

INTERNATIONAL APPLICATION NO.

PCT/US04/22718

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
| 06/28/2004       | 07/01/2003    |

28213

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CONFIRMATION NO. 8043

371 FORMALITIES LETTER



\*OC000000018700774\*

Date Mailed: 05/08/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/27/2005
- Copy of the International Search Report filed on 12/27/2005
- Preliminary Amendments filed on 12/27/2005
- Request for Immediate Examination filed on 12/27/2005
- U.S. Basic National Fees filed on 12/27/2005
- Priority Documents filed on 12/27/2005

PATENT DOCKETING

MAY 11 2006

DLA PIPER

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/562,524                  | PCT/US04/22718                | UCSD1620-1       |

FORM PCT/DO/EO/905 (371 Formalities Notice)